

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

CoSTAR REALTY INFORMATION, INC.,
22 Bethesda Metro Center, 10th Floor
Bethesda, Maryland 20814

and

CoSTAR GROUP, INC.
2 Bethesda Metro Center, 10th Floor
Bethesda, Maryland 20814

Plaintiffs,

v.

CIVIL ACTION NO. 8:08-cv-663-AW

Mark Field d/b/a Alliance
Valuation Group
2858 Via Bellota
San Clemente, California 92673,

LAWSON VALUATION GROUP, INC.
8895 N. Military Trail, Suite 304E
Palm Beach Gardens, Florida 33410-6263,

RUSS A. GRESSETT
5625 FM 1960 West, Suite 509
Houston, Texas 77069,

GERALD A. TEEL COMPANY, INC.
974 Campbell Rd., Suite 204
Houston, Texas 77024-2813, and

PATHFINDER MORTGAGE COMPANY
23172 Plaza Point Dr., Suite 285
Laguna Hills, California 92653,

and

JOHN DOES 1-4
Addresses Currently Unknown

Defendants.

DEFENDANT RUSS A. GRESSETT'S EMERGENCY
MOTION FOR EXTENSION OF TIME TO REPLY TO
PLAINTIFFS' RESPONSE IN OPPOSITION TO
CROSS-MOTION FOR SUMMARY JUDGMENT

Defendant, Russ A. Gressett ("Gressett"), by and through his undersigned counsel, and pursuant to FED. R. CIV. P. 6(b) and applicable Local Rules, hereby files this instant Motion for Extension of Time to file his Reply to Plaintiff's Response in Opposition to Gressett's Motion for Summary Judgment ("Reply"), and in support thereof, states as follows:

1. On or about March 13, 2008, Plaintiff commenced this action against, amongst others, Gressett.

2. Pursuant to the parties Joint Status Report [Doc. No. 74], Plaintiff filed its Motion for Summary Judgment on November 2, 2009 [Doc. No. 85-1 and 85-2]. The Joint Status Report required Gressett to file his Response as well as any cross-motion for summary judgment by November 19, 2009. Due to unavoidable conflicts for undersigned counsel, Gressett requested and Plaintiff consented to an additional three business days to complete both the Response and Cross-Motion for Summary Judgment. That request was granted by the Court and the deadline was extended three business days to November 23, 2009. Gressett then filed his Response and Cross-Motion on November 23, 2009.

3. The Joint Status Report also required any Response to Gressett's Cross-Motion and Reply to his Response in opposition to Plaintiff's Motion for Summary Judgment to be filed by December 9, 2009. Because of the initial extension, Gressett readily consented to Plaintiff's request for a similar three day extension. This request was also granted by the Court, and Plaintiff was given three business days or until December 14, 2009, to file its Response and Reply. Plaintiff then filed this Response and Reply on December 14, 2009 [Doc. 93].

4. In keeping with this resulting schedule and to reconcile certain conflicts in Gressett's counsel's schedule, Gressett now respectfully requests a similar three day extension to his deadline to file a Reply to Plaintiff's Response to his Motion for Summary Judgment to December 24, 2009.

5. Plaintiff will not be prejudiced by the relief sought herein. It will require no delay in or only a very minimal delay in the Court's consideration of the parties' respective Motions. Conversely, if the relief sought herein is not granted, Gressett will be substantially prejudiced in that he and his counsel will be unable to fully prepare and file a Reply to Plaintiffs' Response to Gressett's Cross-Motion for Summary Judgment, a dispositive motion, and will be unable to fully respond to the arguments, precedent, and evidence contained in Plaintiff's Response. The extension is being sought in good faith and not for the purposes of delay alone but so that justice may be done.

6. On December 17, 2009, the undersigned counsel conferred with Plaintiff's counsel, William Sauers, regarding the relief sought herein and the reasons therefore. Plaintiff's counsel indicated his client has consented to the relief sought.

7. Gressett's proposed order is attached hereto as Exhibit A.

WHEREFORE, Defendant Gressett respectfully requests that this Court enter an Order granting it an extension of time until December 24, 2009, to file its Reply to Plaintiffs' Response to Gressett's Cross-Motion for Summary Judgment, as well as awarding Gressett such further relief as is necessary, just and proper.

Respectfully Submitted,

GREENBERG TRAURIG, L.L.P.

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ATTORNEYS FOR DEFENDANT
RUSS A. GRESSETT

CERTIFICATE OF SERVICE

I hereby certify that on December 21, 2009, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or *pro se* parties identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

s/ Christopher C. Miller
Christopher C. Miller

SERVICE LIST

CoStar Realty Information, Inc., et al v. Mark Field d/b/a Alliance Valuation Group, et al.
Case No. 8:08-CV-00663-AW
United States District Court, District of Maryland (Greenbelt Division)

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